

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Alexander et al.

Application No.: 10/764,010

Group No.: 3737

Filed: January 22, 2004

Examiner: Jonathan Cwern

For: Assessing the Condition of a Joint and Devising Treatment

Mail Stop RCE

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

**REQUEST FOR CONTINUED EXAMINATION (RCE)
(37 C.F.R. § 1.114)**

1. Applicant hereby requests continued examination, in accordance with 37 C.F.R. § 1.114, for the above identified application.

TIME REQUEST IS BEING MADE

2. This request is being submitted:
 - i. Prior to abandonment of the application

ENCLOSURES

3. Enclosed herewith are:

An amendment

Other: 2 Terminal Disclaimers to Obviate a Double Patenting Rejection (37 CFR 1.321(d))

FEE FOR REQUEST (37 C.F.R. § 1.17(e)).

4. This application is on behalf of other than small entity.

Continued Prosecution Request Fee: 810.00

FEE FOR CLAIMS

5. The fee for claims (37 C.F.R. § 1.16(b)-(d)) has been calculated as shown below:

	(Col.1)	(Col. 2)	(Col. 3)				OTHER THAN A SMALL ENTITY		
	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST NO. PREVIOUSLY PAID FOR	PRESENT EXTRA				RATE		ADDIT. FEE
TOTAL	154	-	81	=	73	x	\$ 52.00	=	\$ 3,796.00
INDEP.	4	-	4	=	0	x	\$ 220.00	=	\$ 0.00
FIRST PRESENTATION OF MULTIPLE DEP. CLAIM				+			\$ 390.00	=	\$ 0.00
							TOTAL ADDIT. FEE	\$	3,796.00

Total additional fee required is \$3,796.00

FEE FOR TERMINAL DISCLAIMER (37 C.F.R. § 1.321(d)).

6. This application is on behalf of other than small entity.

- | | |
|------------------------|---------------|
| 1. Terminal Disclaimer | Fee: \$140.00 |
| 2. Terminal Disclaimer | Fee: \$140.00 |

Total Fees Due: \$280.00

EXTENSION OF TIME

7. The proceedings herein are for a patent application, and the provisions of 37 C.F.R. § 1.136(a) apply.

Applicant petitions for an extension of time, the fees for which are set out in 37 C.F.R. § 1.17(a)(1)-(4), for three months:

Fee: \$1,110.00

TOTAL FEE(S) DUE

8. The total fee(s) due is/are:

Continued Prosecution Fee (Section 1.17(e))	\$810.00
Fee(s) for additional claims (Section 1.16(b)-(d))	\$3,796.00
Fee(s) for Terminal Disclaimer (Section 1.321(d))	\$280.00
Extension of time fee (Section 1.17(a)(1)-(4))	\$1,110.00
Total Fee(s) Due:	\$5,996.00

PAYMENT OF FEE(S) DUE

9. Please pay the fee(s) for this continued examination application as follows:

Charge Account 19-4972 the sum of \$5,996.00.

Please charge any required additional fee(s) for § 1.17(e), § 1.16(b)-(d) and/or § 1.17(a)(1)-(4) to Account 19-4972.

INVENTORSHIP

10. This application as amended names as inventors the same inventors as previously designated for the claims.

Date: October 10, 2008

/Karen A. Buchanan, #37,790/
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